

**BEFORE THE UNITED STATES JUDICIAL PANEL  
ON MULTIDISTRICT LITIGATION**

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IN RE TEXAS PRISON HEAT  
LITIGATION

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MDL Docket No. \_\_\_\_\_

**EXHIBIT 11 TO MOTION OF DEFENDANTS FOR TRANSFER  
OF ACTIONS TO THE SOUTHERN DISTRICT OF TEXAS PURSUANT  
TO 28 U.S.C. § 1407 FOR COORDINATED OR CONSOLIDATED  
PRETRIAL PROCEEDINGS**

***ADAMS DOCKET***

CLOSED,Transferred\_Out\_District

**U.S. District Court  
SOUTHERN DISTRICT OF TEXAS (Galveston)  
CIVIL DOCKET FOR CASE #: 3:13-cv-00217**

Adams et al v. Livingston et alDO NOT DOCKET. Case  
has been electronically transferred.  
Assigned to: Judge Gregg Costa  
Cause: 42:1983 Civil Rights Act

Date Filed: 06/13/2013  
Date Terminated: 09/23/2013  
Jury Demand: Both  
Nature of Suit: 440 Civil Rights: Other  
Jurisdiction: Federal Question

**Plaintiff**

**Ashley Adams**  
*Individually and as the  
representative of the Estate of  
Rodney Gerald Adams*

represented by **Jeffrey S Edwards**  
The Edwards Law Firm  
1101 East 11th St  
Austin, TX 78702  
512-623-7727  
Fax: 512-623-7729  
Email: jeff@edwards-law.com  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Scott Charles Medlock**  
Edwards Law  
1101 East 11th St  
Austin, TX 78702  
512-623-7727  
Fax: 512-623-7729  
Email: scott@edwards-law.com  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Wanda Adams**  
*Individually*

represented by **Jeffrey S Edwards**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Scott Charles Medlock**  
(See above for address)  
**ATTORNEY TO BE NOTICED**

**Plaintiff**

**Mary Lou James**  
*Individually*

represented by **Jeffrey S Edwards**  
(See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Carlette Hunter James**  
*Individually and as the  
representative of the Estate of  
Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Krystal James**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Kristy James**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Kendrick James**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

represented by **Jeffrey S Edwards**  
(See above for address)

**Arlette James**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Jonathan James**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Kenneth Evans**  
*Individually and as heir-in-law to  
the Estate of Kenneth Wayne James*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Cade Hudson**  
*Individually and as the  
representative of the Estate of  
Douglas Hudson*

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Estate of Rodney Gerald Adams**

represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Estate of Kenneth Wayne James** represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Estate of Douglas Hudson** represented by **Jeffrey S Edwards**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Scott Charles Medlock**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**Brad Livingston**  
*Individually and in his official capacity* represented by **Demetri Anastasiadis**  
Office of Texas Attorney General  
P O Box 12548  
Austin, TX 78711-2548  
512-463-2080  
Fax: 512-495-9139  
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demetri.anastasiadis@texasattorneygeneral.gov  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Bruce R Garcia**  
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512-463-2080  
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*ATTORNEY TO BE NOTICED*

**Defendant**

**Rick Thaler** represented by **Demetri Anastasiadis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Bruce R Garcia**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Robert Eason**

represented by **Bruce R Garcia**  
(See above for address)  
*LEAD ATTORNEY*  
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**Matthew J Greer**  
Texas Attorney General  
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*ATTORNEY TO BE NOTICED*

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Email: rachael.airen@texasattorneygeneral.gov  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Dennis Miller**

represented by **Bruce R Garcia**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew J Greer**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Rachael Airen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Texas Department Of Criminal  
Justice**

represented by **Bruce R Garcia**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Matthew J Greer**

(See above for address)  
*ATTORNEY TO BE NOTICED*

**Rachael Airen**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**University Of Texas Medical  
Branch**

represented by **Kim J Coogan**  
Office of the Atty Gen of Texas  
Law Enforcement Defense Div  
PO Box 12548  
Austin, TX 78711-2548  
512-463-2080  
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*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

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*ATTORNEY TO BE NOTICED*

**Shanna Elizabeth Molinare**  
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Email:  
shanna.molinare@texasattorneygeneral.gov  
*ATTORNEY TO BE NOTICED*

**Defendant**

**William Stephens**

represented by **Demetri Anastasiadis**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Bruce R Garcia**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Joe Oliver**

represented by

**Shanna Elizabeth Molinare**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Nancy Betts**

represented by **Shanna Elizabeth Molinare**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**John Doe**

**Defendant**

**L. Fields**

**Defendant**

**Robert Leonard**

**Defendant**

**Brandon Matthews**

**Defendant**

**Debra Gilmore**

**Defendant**

**Sarah Raines**

**Defendant**

**Danny Washington**

represented by **Shanna Elizabeth Molinare**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Matthew Seda**

**Defendant**

**Tully Flowers**

**Defendant**

**Doris Edwards**

**Defendant**

**Linda McKnight**

**Defendant**

**Revoyda Dodd**



**Defendant**

**Reginald Goings**

**Defendant**

**Owen Murray**

represented by **Shanna Elizabeth Molinare**  
 (See above for address)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
06/13/2013	<u>1</u>	COMPLAINT against Robert Eason, Brad Livingston, Dennis Miller, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch (Filing fee \$ 400 receipt number 0541-11563896) filed by Kenneth Evans, Kristy James, Wanda Adams, Ashley Adams, Krystal James, Arlette James, Cade Hudson, Kendrick James, Carlette Hunter James, Jonathan James, Kenneth Wayne James. (Attachments: # <u>1</u> Civil Cover Sheet)(Medlock, Scott) (Entered: 06/13/2013)
06/13/2013	<u>2</u>	Request for Issuance of Summons as to Robert Eason, Brad Livingston, Dennis Miller, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch, filed.(Medlock, Scott) (Entered: 06/13/2013)
06/14/2013		Summons Issued as to Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch.(dwilkerson, ) (Entered: 06/14/2013)
06/14/2013		Document(s) Sent by regular mail to Scott Medlock re: <u>2</u> Summons - Request for Issuance, filed. (dwilkerson, ) (Entered: 06/14/2013)
06/17/2013	<u>3</u>	ORDER for Initial Pretrial and Scheduling Conference and Order to Disclose Interested Persons. Initial Conference set for 9/18/2013 at 10:15 AM in Sixth Floor Courtroom before Judge Gregg Costa(Signed by Judge Gregg Costa) Parties notified.(dwilkerson, ) (Entered: 06/17/2013)
06/18/2013	<u>4</u>	CERTIFICATE OF INTERESTED PARTIES by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James, filed.(Edwards, Jeffrey) (Entered: 06/18/2013)
07/11/2013	<u>5</u>	MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> by University Of Texas Medical Branch, filed. Motion Docket Date 8/1/2013. (Attachments: # <u>1</u> Proposed Order) (Coogan, Kim) (Entered: 07/11/2013)
07/23/2013	<u>6</u>	CERTIFICATE OF INTERESTED PARTIES by University Of Texas Medical Branch, filed.(Coogan, Kim) (Entered: 07/23/2013)
07/23/2013	<u>7</u>	RESPONSE to <u>5</u> MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> filed by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette

		James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James. (Attachments: # <u>1</u> Proposed Order)(Medlock, Scott) (Entered: 07/23/2013)
07/24/2013	<u>8</u>	AMENDED Complaint with Jury Demand against All Defendants filed by Kenneth Evans, Kristy James, Wanda Adams, Ashley Adams, Krystal James, Estate of Rodney Gerald Adams, Mary Lou James, Arlette James, Cade Hudson, Estate of Douglas Hudson, Kendrick James, Carlette Hunter James, Estate of Kenneth Wayne James, Jonathan James.(Medlock, Scott) (Entered: 07/24/2013)
07/30/2013	<u>9</u>	Request for Issuance of Summons as to Nancy Betts, Revoyda Dodd, Doris Edwards, L. Fields, Tully Flowers, Debra Gilmore, Reginald Goings, Robert Leonard, Brandon Matthews, Linda McKnight, Owen Murray, Joe Oliver, Sarah Raines, Matthew Seda, Danny Washington, filed.(Medlock, Scott) (Entered: 07/30/2013)
08/02/2013		Summons Issued as to All Defendants, filed.(dwilkerson, ) (Entered: 08/02/2013)
08/02/2013		Document(s) Sent Summons sent by regular mail to Scott Medlock re: <u>9</u> Summons - Request for Issuance,, filed. (dwilkerson, ) (Entered: 08/02/2013)
08/06/2013	<u>10</u>	NOTICE of <i>Vacation</i> by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James, filed. (Medlock, Scott) (Entered: 08/06/2013)
08/08/2013	<u>11</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed.(Garcia, Bruce) (Entered: 08/08/2013)
08/08/2013	<u>12</u>	MOTION to Transfer Case to Eastern District of Texas by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, filed. Motion Docket Date 8/29/2013. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Proposed Order)(Garcia, Bruce) (Entered: 08/08/2013)
08/08/2013	<u>13</u>	NOTICE of Appearance by Rachael Airen on behalf of Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed. (Airen, Rachael) (Entered: 08/08/2013)
08/12/2013	<u>14</u>	REPLY to Response to <u>5</u> MOTION to Dismiss <i>Under FRCP 12(b)(6)</i> , filed by University Of Texas Medical Branch. (Coogan, Kim) (Entered: 08/12/2013)
08/15/2013	<u>15</u>	NOTICE of <i>Appearance as Co-Counsel</i> by University Of Texas Medical Branch, filed. (Molinare, Shanna) (Entered: 08/15/2013)
09/03/2013	<u>16</u>	NOTICE of Appearance by Demetri Anastasiadis on behalf of Brad Livingston, William Stephens, Rick Thaler, filed. (Anastasiadis, Demetri) (Entered: 09/03/2013)
09/03/2013	<u>17</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Brad Livingston, William Stephens, Rick Thaler, filed. (Anastasiadis, Demetri) (Entered: 09/03/2013)

09/05/2013	<u>18</u>	NOTICE of Appearance by Lacey E. Mase on behalf of University Of Texas Medical Branch, filed. (Mase, Lacey) (Entered: 09/05/2013)
09/12/2013	<u>19</u>	RESPONSE to <u>12</u> MOTION to Transfer Case to Eastern District of Texas filed by Ashley Adams, Wanda Adams, Estate of Douglas Hudson, Estate of Kenneth Wayne James, Estate of Rodney Gerald Adams, Kenneth Evans, Cade Hudson, Arlette James, Carlette Hunter James, Jonathan James, Kendrick James, Kristy James, Krystal James, Mary Lou James. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, Part 1, # <u>4</u> Exhibit C, Part 2)(Medlock, Scott) (Entered: 09/12/2013)
09/16/2013	<u>20</u>	Agreed JOINT DISCOVERY/CASE MANAGEMENT PLAN by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler, University Of Texas Medical Branch, filed. (Attachments: # <u>1</u> Def's Prop. Scheduling ORder, # <u>2</u> Pf's proposed JMP) (Anastasiadis, Demetri) (Entered: 09/16/2013)
09/17/2013	<u>21</u>	CERTIFICATE OF INTERESTED PARTIES by Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed.(Garcia, Bruce) (Entered: 09/17/2013)
09/17/2013	<u>22</u>	CERTIFICATE OF INTERESTED PARTIES by Brad Livingston, William Stephens, Rick Thaler, filed.(Anastasiadis, Demetri) (Entered: 09/17/2013)
09/17/2013	<u>23</u>	Joint REPLY to Response to <u>12</u> MOTION to Transfer Case to Eastern District of Texas, filed by Robert Eason, Brad Livingston, Dennis Miller, William Stephens, Texas Department Of Criminal Justice, Rick Thaler. (Garcia, Bruce) (Entered: 09/17/2013)
09/17/2013	<u>24</u>	MOTION to Dismiss by Owen Murray, filed. Motion Docket Date 10/8/2013. (Attachments: # <u>1</u> Proposed Order)(Molinare, Shanna) (Entered: 09/17/2013)
09/17/2013	<u>25</u>	MOTION to Dismiss by Nancy Betts, filed. Motion Docket Date 10/8/2013. (Attachments: # <u>1</u> Proposed Order)(Molinare, Shanna) (Entered: 09/17/2013)
09/17/2013	<u>26</u>	ANSWER to <u>8</u> Amended Complaint/Counterclaim/Crossclaim etc., with Jury Demand by Joe Oliver, Danny Washington, filed.(Molinare, Shanna) (Entered: 09/17/2013)
09/18/2013	<u>27</u>	NOTICE of Appearance by Matthew J. Greer on behalf of Robert Eason, Dennis Miller, Texas Department Of Criminal Justice, filed. (Greer, Matthew) (Entered: 09/18/2013)
09/18/2013		Minute Entry for proceedings held before Judge Gregg Costa. SCHEDULING CONFERENCE held on 9/18/2013. The Court heard arguments on pending motions. The Court grants the Motion to Transfer Case to the Eastern District of Texas (Docket Entry No. <u>12</u> ), for reasons stated on the record. Order to issue. Appearances: Scott Charles Medlock, Jeffrey S Edwards, Bruce R Garcia, Matthew J Greer, Kim J Coogan.(Court Reporter: H. Hall), filed.(arrivera, 3) (Entered: 09/20/2013)
09/23/2013	<u>28</u>	ORDER TO TRANSFER CASE to Eastern District of Texas, Tyler Division (Signed by Judge Gregg Costa) Parties notified.(arrivera, 3) (Entered: 09/23/2013)

09/23/2013		Interdistrict transfer to Eastern District of Texas, Tyler Division. Case transferred electronically. Case terminated on 9/23/13, filed. (arrivera, 3) (Entered: 09/23/2013)
03/12/2014	<u>29</u>	Letter from Steven J Russell re: Copy of Original Complaint, filed. (ltrevino, 3) (Entered: 03/12/2014)
03/28/2014	<u>30</u>	Letter from Steven Jay Russell re: requesting information on cost of copies. Copy request form sent to Mr. Russell via first class mail., filed. (ccarnew, 3) (Entered: 03/28/2014)
04/15/2014	<u>31</u>	Letter from Steven Russell re: requesting copies of Document Nos. 1 and 8. Copies sent to Mr. Russell via first class mail., filed. (ccarnew, 3) (Entered: 04/15/2014)

<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
07/09/2014 10:25:01			
<b>PACER Login:</b>	ag0035	<b>Client Code:</b>	
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	3:13-cv-00217
<b>Billable Pages:</b>	9	<b>Cost:</b>	0.90